IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 797 (S/S) of 2004

Anita Singh …… Petitioner

Versus

State of Uttaranchal & another …… Respondents

Mr. Nandan Arya, learned counsel for the petitioner.
Mr. Nand Prasad, learned Standing Counsel for the State.

Hon'ble P.C. Pant, J.

Heard Mr. Nandan Arya, learned counsel for the petitioner and learned Standing Counsel for the State.

The petitioner has applied for the post of Staff Nurse in pursuance to the advertisement dated 31st March 2003 (Annexure- 7 to this writ petition). admittedly, the maximum age prescribed for the general candidates was 40 years. On the date of advertisement as well on the date of filing of application, the petitioner has crossed the maximum age required for the said post. It is submitted by the learned counsel for the petitioner that she was already working as Staff Nurse on contract basis so she should be called for interview and here application be not rejected on the ground of age.

However, the rules cannot be relaxed for a particular person by this Court. Though this Court has sympathy for the petitioner but under the rules as it exist, no relief can be given as prayed by her due to disqualification on account of age.

The petition is dismissed in limine.

(P.C. Pant, J.)

Dt. 17.07.2004
HN